

FILED

JAN 30 2017

del

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NORTHERN TEXAS

CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

Composites One LLC

v.

Stone Panels, Inc.

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) Chapter 11 Case No. 16-32856-hdh11

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**WITHDRAWAL OF MOTION OF COMPOSITES ONE LLC FOR ALLOWANCE
OF ADMINISTRATIVE EXPENSE CLAIM PURSUANT TO 11 U.S.C. § 507a(2) & 503(b)(9)**

Composites One LLC hereby requests the withdrawal of the Motion of Composites One LLC allowing Composites One LLC an administrative expense claim in the amount of \$11,768.66. Doc #237 filed on 11/28/2016, attached and incorporated within.

Respectfully Submitted,

MS. MICHELLE GERRED
Agent to Composites One, LLC



FILED
NOV 28 2016
CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NORTHERN TEXAS

Composites One LLC

v.

Stone Panels, Inc.

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) Chapter 11 Case No. 16-32856-hdh11

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**MOTION OF COMPOSITES ONE LLC FOR ALLOWANCE OF
ADMINISTRATIVE EXPENSE CLAIM PURSUANT TO 11 U.S.C. § 507a(2) & 503(b)(9)**

Composites One LLC hereby requests the entry of an order, pursuant to 11 U.S.C. § 507(a)(2) & 503(b)(9), allowing Composites One LLC an administrative expense claim in the amount of \$11,768.66. In support of its Motion, Composites One LLC states as follows:

JURISDICTION

1. On July 21, 2016 (the "Petition Date"), the above-captioned debtor (collectively, the "Debtor") filed its voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Northern District of Texas (the "Court").

2. This Court has jurisdiction over this motion pursuant to 28 U.S.C. § 157 and 1334(b). This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A) and (B). Venue is proper in this District pursuant to 28 U.S.C. § 1408 and 1409.

BACKGROUND

3. Composites One LLC manufactures, among other things, for the construction industry. Composites One, LLC regularly sold some of these products to Stone Panels, Inc. before the Petition Date.

4. In the 20 days preceding the Petition Date, Stone Panels, Inc. received goods that Composites One, LLC sold on credit to Stone Panels, Inc. in the ordinary course of Stone Panels, Inc.'s business. Such goods included Liquid Organic Peroxide Type D, Methyl Ketone Peroxide, Resin Solution, Bonding Putty Compounds and related material

(the "Goods") and had an aggregate value of \$39,210.42, as identified on the invoices and proofs of delivery attached hereto as Exhibit A.

5. As of the date of this Motion, [Supplier] has not received payment for the Goods.

RELIEF REQUESTED

6. Composites One LLC respectfully requests that this Court allow Composites One LLC's administrative expense claim in the amount of \$11,768.66 for the Goods pursuant to section 507(a)(2) & 503(b)(9) of the Bankruptcy Code, per filed priority claim number 27-2.

BASIS FOR RELIEF

7. Section 507(a)(2) & 503(b)(9) of the Bankruptcy Code provides, in pertinent part, that:

After notice and a hearing, there shall be allowed, administrative expenses. ... [for] the value of any goods received by the debtor within 20 days before the date of commencement of a case under this title in which the goods have been sold to the debtor in the ordinary course of such debtor's business.

11 U.S.C. § 507a(2) & 503(b)(9)

8. As evidenced by the invoices and proofs of delivery attached hereto as Exhibit A, during the 20 days preceding the Petition Date, Stone Panels, Inc. received from Composites One, LLC the Goods valued in aggregate at \$39,210.42. Composites One, LLC sold the Goods to Stone Panels, Inc. on credit in the ordinary course of Stone Panels, Inc.'s business, and Composites One, LLC has not yet received payment for the Goods. Composites One, LLC is accordingly entitled to an allowed administrative expense claim against Stone Panels, Inc. in the aggregate amount of \$11,768.66.

9. Composites One, LLC reserves its right to assert claims against the Debtors for amounts not contemplated by this Motion or allowed by the Court pursuant to section § 507a(2) & 503(b)(9) and to amend, modify and/or supplement this request, as appropriate under the circumstances.

WHEREFORE, Composites One, LLC respectfully requests that the Court enter an order substantially in the form attached hereto as Exhibit B: (i) allowing Composites One, LLC administrative expense claim in the amount of \$11,768.66 pursuant to section 507(a)(2) & 503(b)(9) of the Bankruptcy Code and (ii) granting such other and further relief as may be just and proper under the circumstances.

Signed: _____

By: _____

(Print Name)

Treasurer, Composites One LLC

(Title & Company Name)

Exhibit A

Case 16-32856-hdh11 Claim 27-2 Filed 10/17/16 Desc Main Document Page 4 of 8

STATEMENT
for
Stone Panels IncRemit To:
Composites One LLC
P O Box 409328
Atlanta, GA 30384-9328
1-800-752-7839Customer: 8498600
Page: 1 of 1
Date: 09/20/16

Questions? Please contact your credit representative Barbara Hoffman at 847-871-1351

Document	Date	Due Date	Type	Reference	Purchase Order	Amount	Balance
158312	09/11/12	09/11/12	Service	158312 8498600			
158711	10/05/12	10/05/12	Service	158711 8498600		15.70	15.70
159964	01/09/13	01/09/13	Service	159964 8498600		46.63	46.63
173063	08/07/15	08/07/15	Service	173063 8498600		28.94	28.94
175435	01/08/16	01/08/16	Service	175435 8498600		31.31	31.31
176244	03/09/16	03/09/16	Service	176244 8498600		69.55	69.55
176602	04/07/16	04/07/16	Service	176602 8498600		72.89	72.89
177054	05/03/16	05/03/16	Service	177054 8498600		90.14	90.14
177410	06/07/16	06/07/16	Service	177410 8498600		58.98	58.98
5778949	05/09/16	06/08/16	Invoice	5778949 8498600	25269	27.82	27.82
5783752	05/16/16	06/15/16	Invoice	5783752 8498600	25290	4,859.43	4,859.43
5788729	05/20/16	06/19/16	Invoice	5788729 8498600		4,636.90	4,636.90
5792176	05/25/16	06/24/16	Invoice	5792176 8498600	25326	927.38	927.38
5793467	05/27/16	06/26/16	Invoice	5793467 8498600	25326	3,932.05	3,932.05
5797790	06/06/16	07/06/16	Invoice	5797790 8498600	25352	927.38	927.38
177766	07/07/16	07/07/16	Service	177766 8498600		3,709.52	3,709.52
5802982	06/13/16	07/13/16	Invoice	5802982 8498600	25381	156.36	156.36
5807770	06/20/16	07/20/16	Invoice	5807770 8498600	25392	3,932.05	3,932.05
5818060	07/05/16	08/04/16	Invoice	5818060 8498600		3,932.05	3,932.05
5825675	07/15/16	08/14/16	Invoice	5825675 8498600	25457	5,898.06	5,898.06
1077	08/19/16	08/19/16	Payment	1077 8498600		5,870.60	5,870.60
1077	08/31/16	08/19/16	Payment	1077 8498600		-2,943.19	
1271	09/16/16	09/16/16	Payment	1271 8498600		2,929.87	-13.32
5869054	09/19/16	09/19/16	Invoice	5869054 8498600	25551	-1,854.76	-1,854.76
						1,854.76	1,854.76
CURRENT							
PAST DUE 1-30 DAYS							
PAST DUE 31-60 DAYS							
PAST DUE 61-90 DAYS							
PAST DUE OVER 90 DAYS							
TOTAL DUE							
0.00							
0.00							
11,755.34							
16,589.41							
10,865.67							
39,210.42							

Please Pay
This Amount

INVENTORY

Page 1 of 1

Packing Slip: 18429962
For Customer Stone Panels Inc
Purchase Order:

Cust No: 8498600

Order No: 6220717

PPS No: 7475911

BOL No: 7084960

SHIP FROM:

Composites One LLC
3000 Wesley Way
Richland Hills, TX 76118

For Questions Call: 817-595-4991

SHIP TO:

Stone Panels Inc
100 S Royal Lane
Coppell, TX 75019

Contact: Vickie Winker Ext.1

Phone: 469-635-5000

Cell:

Fax: 469-635-5555

Ord Ent By: Lucille Wellborn

Order Date: 07/05/16 Sales Rep: 5701

Ship Date: 07/05/16 FOB Point: col

Ship Via: FedEx Frt Prio(fxfr)
Terms: Net 30

Packed By: Gabriel Ortega

Weight: 2774.64 Volume: 2.88

Seal No:

Order Memo: collect to acct 319236732

Cust PO:

Tracer No:

Container No:

USE FED EX FREIGHT TO SHIP ON
ACCT # 319236732
DOCK HOURS ARE FROM 6 AM TO 3 PM.FOR CHEMICAL EMERGENCY: Spill, Leak, Fire Exposure or Accident Call CHEMTREC - 24 HOURS. (800) 424-9300
COMPOSITES ONE LLC CCN5398. The Emergency Response Guidebook is provided as a separate document in
accordance with 49 CFR 172.602. U.S. DOT Hazmat Reg. No. 060112 551 063UW

Item Ln Number	Qty Ordered	Description	Qty Shipped	Units Shipped	Unit Price
1 82002A	3	UN3105, ORGANIC PEROXIDE TYPE D, LIQUID (METHYL ETHYL KETONE PEROXIDE, <=45%), 5.2, II, RQ	3	96	
		AKZ 4X8# CADOX L-50A RED			
		Carton METHYL ETHYL KETONE PEROXIDE			
		96 LB MFG LOT: 16021F2004 CI UNIT: 499801			
2580 Pounds					
2 580119	6	UN1866, RESIN SOLUTION, 3, III	6	6	
		DBF DX 60238-50 BONDING PUTTY			
		Drum 400#/DRUM W/LINER			
		1 DX MFG LOT: 131652 CI UNIT: 173 *COA Followup			
		1 DX MFG LOT: 131652 CI UNIT: 174			
		1 DX MFG LOT: 139651 CI UNIT: 169 *COA Followup			
		1 DX MFG LOT: 139651 CI UNIT: 170			
		1 DX MFG LOT: 139651 CI UNIT: 182			
		1 DX MFG LOT: 140651 CI UNIT: 161 *COA Followup			

* - FOLLOWING UNIT PRICE INDICATES TAXABLE LINE ITEM

CUSTOMER PICK-UP: Buyer acknowledges that it has been provided with both: 1) the applicable Material Safety Data Sheets and 2) the specification page from the Emergency Response Guidebook in accordance with 49 CFR 172.602 and 3) the previously provided Customer Pick-Up Acknowledgement form.

This is to certify that the above-named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation

RECEIVED BY: _____ DATE: _____

CERTIFIED BY: Gabriel Ortega

INVENTORY

DATE: 07/05/16

Stone Panels Inc
Ship Date: 07/05/16

Packing Slip: 18429962

Printed 07/05/16 3:59 pm CST

THIS SHIPPING ORDER must be signed by shipper, in duplicate, and retained by the Agent.

NAME OF CARRIER
FedEx Frt Prio

CARRIER'S NO.

DATE
07/05/16

SHIPPER'S NO.
07084960

It is hereby agreed that the shipper and carrier shall be bound by the terms and conditions of this Shipping Order, which shall be deemed to have been accepted by the shipper at the time of signing the same, and by the carrier at the time of delivery of the goods to the shipper. The shipper agrees to indemnify the carrier from and hold the carrier harmless from all claims, damages, losses, and expenses, including reasonable attorney's fees, which may be incurred by the carrier in connection with the transportation of the goods hereunder, whether or not such claims, damages, losses, or expenses are caused in whole or in part by the negligence of the carrier. The shipper also agrees to hold the carrier harmless from and to defend the carrier against all claims, damages, losses, and expenses, including reasonable attorney's fees, which may be incurred by the carrier in connection with the transportation of the goods hereunder, whether or not such claims, damages, losses, or expenses are caused in whole or in part by the negligence of the shipper. The shipper further agrees to hold the carrier harmless from and to defend the carrier against all claims, damages, losses, and expenses, including reasonable attorney's fees, which may be incurred by the carrier in connection with the transportation of the goods hereunder, whether or not such claims, damages, losses, or expenses are caused in whole or in part by the negligence of the shipper. The shipper also agrees to hold the carrier harmless from and to defend the carrier against all claims, damages, losses, and expenses, including reasonable attorney's fees, which may be incurred by the carrier in connection with the transportation of the goods hereunder, whether or not such claims, damages, losses, or expenses are caused in whole or in part by the negligence of the shipper.

FROM: Composites One LLC
SHIPPER 3000 Wesley Way
(ORIGIN) Richland Hills, TX 76118

TO: Stone Panels Inc
CONSIGNEE 100 S Royal Lane
Coppell, TX 75019
Ph: 469-635-5000

Christopher Maloy Ph: 817-595-4991

DELIVERING CARRIER NO. AND TYPE OF PACKAGES + ROUTE

NO. AND TYPE OF PACKAGES	DESCRIPTION	WEIGHT (SUBJECT TO CORR.)	VEHICLE NUMBER CLASS OR RATE	CHARGES (FOR CARRIER USE ONLY)
3 Boxes	X UN3105, ORGANIC PEROXIDE TYPE D, LIQUID KETONE PEROXIDE, <=45%), 5.2, II, RQ Chemicals, NOI in bulk, drum, pail, box 43940 2	105 LBS	85	
6 Drums	X UN1866, RESIN SOLUTION, 3, III Compounds and Related Material in d,k,p 149980 6	2,580 LBS	55	
Customer Memo: DOCK HOURS ARE FROM 6 AM TO 3 PM.				
Customer PO: N/A Packing #: 18429962				
Additional Package Weight: 90 LBS Total Weight: 2,775 LBS				

PLACARDS SUPPLIED ☐ YES ☐ NO
Carrier certifies that the latest Emergency Response Guidebook is in the cab and that placards have been offered by shipper.

DRIVER'S SIGNATURE

FOR PAYMENT SEND TO

Consignee

RC

CT

TYPE

OB

COD

Amt \$

G.O.D. FEE:

☐ Prepaid

☐ Collect

☐ CERTIFIED FUNDS ONLY

☐ COMPANY CHECK

FOR CHEMICAL EMERGENCY

Spill, Leak, Fire, Exposure in Accident

Call CHEMTREC - 24 HOURS:

800-424-9300

COMPOSITES ONE LLC CCN5398

NOTE: Where the value is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the shipment. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding

\$1000.00

Subject to Section 2 of the Uniform Code of Commercial Law, the shipper shall be deemed to have agreed to the following statement: The shipper shall not make delivery of this shipment without payment of freight and all other lawful charges.

TOTAL CHARGES \$

FREIGHT CHARGES

Collect

This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation, according to the applicable regulations of the Department of Transportation.

Composites One LLC

Gabriel Ortega

Shipper, Per

Agent must detach and retain this Shipping Order and must sign the Original Bill of Lading.

* MARK WITH "X" TO DESIGNATE HAZARDOUS MATERIAL AS DEFINED IN TITLE 49 OF FEDERAL REGULATIONS.

Printed 07/05/16 4:00 pm CST

Case 16-32856-hdh11 Claim 27-2 Filed 10/17/16 Desc Main Document Page 7 of 8

INVENTORY

Page 1 of 1

Packing Slip: 18480066
For Customer Stone Panels Inc
Purchase Order: 25457

5825675

Cust No: 8498600

Order No: 6227306

PPS No: 7483262

BOL No: 7087704

SHIP FROM:

Composites One LLC
3000 Wesley Way
Richland Hills, TX 76118

For Questions Call: 817-595-4991

SHIP TO:

Stone Panels Inc
100 S Royal Lane
Coppell, TX 75019

Contact: Vickie Winker Ext.1

Phone: 469-635-5000

Cell:

Fax: 469-635-5555

Ord Ent By: Lucille Wellborn

Order Date: 07/14/16 Sales Rep: 5701

Ship Date: 07/15/16 FOB Point: ppa

Ship Via: A Truck Express(atke)
Terms: Net 30

Packed By: Gabriel Ortega

Weight: 2739.76 Volume: 1.92

Seal No:

Order Memo: order 1040454

Cust PO: 25457

Tracer No:

Container No:

USE FED EX FREIGHT TO SHIP ON
ACCT # 319236732
DOCK HOURS ARE FROM 6 AM TO 3 PM.FOR CHEMICAL EMERGENCY: Spill, Leak, Fire Exposure or Accident: Call CHEMTREC - 24 HOURS (800)424-9300
COMPOSITES ONE LLC CCN5398. The Emergency Response Guidebook is provided as a separate document in
accordance with 49 CFR 172.602. U.S. DOT Hazmat Reg. No. 060112 551 063UW

Item	Qty								
Ln	Number	HM	Ordered	Description	Qty	Units	Unit		
					Shipped	Shipped	Price		
1	82002A	LB X	UN3105, ORGANIC PEROXIDE TYPE D, LIQUID (METHYL ETHYL KETONE PEROXIDE, <=45%), 5.2, II, RQ						
			2 AK2 4X8# CADOX L-50A RED		2	64			
			Carton METHYL ETHYL KETONE PEROXIDE		Box	Pound			
			24 LB MFG LOT: 16021P2004 CI UNIT: 499						
			40 LB MFG LOT: 16051F2803 CI UNIT: 991s02						
2	560119	2580 Pounds X	UN1866, RESIN SOLUTION, 3, III						
			6 DBF DX 60238-50 BONDING PUTTY		6	6			
			Drum 400L/DRUM W/LINER		Drum	Drum			
			1 DX MFG LOT: 140651 CI UNIT: 163 *COA Followup						
			1 DX MFG LOT: 173622 CI UNIT: 876						
			1 DX MFG LOT: 173622 CI UNIT: 877						
			1 DX MFG LOT: 173622 CI UNIT: 878						
			1 DX MFG LOT: 173622 CI UNIT: 879 *COA Followup						
			1 DX MFG LOT: 179621 CI UNIT: 886 *COA Followup						

Packing Slip: 18480066

Printed 07/15/16 8:11 am CST

* - FOLLOWING UNIT PRICE INDICATES TAXABLE LINE ITEM

CUSTOMER PICK-UP: Buyer acknowledges that it has been provided with both: 1) the applicable Material Safety Data Sheet(s) and 2) the specified page from the Emergency Response Guidebook in accordance with 49 CFR 172.602 and 3) the previously provided Customer Pick-Up Acknowledgment form.

This is to certify that the above-named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation

RECEIVED BY: _____ DATE: _____

CERTIFIED BY: _____

Gabriel Ortega

INVENTORY

DATE: 07/15/16

Case 16-32856-hdh11 Claim 27-2 Filed 10/17/16 Desc Main Document Page 8 of 8

THIS SHIPPING ORDER
NAME OF CARRIER
A Truck Express

CARRIER'S NO.

DATE
07/15/16

SHIPPER'S NO.
07087704

FROM: Composites One LLC
SHIPPER 3000 Wesley Way
(ORIGIN) Richland Hills, TX 76118

TO: Stone Panels Inc
CONSIGNEE 100 S Royal Lane
Coppell, TX 75019
Ph: 469-635-5000

Christopher Maloy Ph: 817-595-4991

DELIVERING CARRIER NO. AND TYPE OF PACKAGES

ROUTE

DESCRIPTION	WEIGHT (SUBJECT TO CORR.)	VEHICLE NUMBER CLASS OR RATE	CHARGES (FOR CARRIER USE ONLY)
X UN3105, ORGANIC PEROXIDE TYPE D, LIQUID KETONE PEROXIDE, <=45%), 5.2, II, RQ Chemicals, NOI in bulk, drum, pail, box 43940 2	(METHYL ETHYL)		
2 Boxes	70 LBS	85	
X UN1866, RESIN SOLUTION, 3, III Compounds and Related Material in d,k,p 149980 6	2,580 LBS	55	
6 Drums			
Customer Memo: DOCK HOURS ARE FROM 6 AM TO 3 PM.			
Customer PO: 25457 Packing #: 18480066			
Additional Package Weight: 90 LBS Total Weight: 2,740 LBS			
FW-1cm52DE-58000			

PLACARDS SUPPLIED
☐ YES ☐ NO

Carrier certifies that the latest Emergency Response Guidebook is in the ctn and that placards have been affixed by shipper.

DRIVER'S SIGNATURE

FOR PAYMENT SEND TO
COMPOSITES ONE LLC
C/O TRANSPORTATION INSIGHT
PO BOX 23000
HICKORY, NC 28603

RC

CT

TYPE
OB

COD

Amt \$

C.O.D. FEE:

☐ Prepaid ☐ Collect

CERTIFIED FUNDS ONLY
COMPANY CHECK

FOR CHEMICAL EMERGENCY
Spill, Leak, Fire, Explosion or Accident
Call CHEMTREC - 24 HOURS:
800-424-9300
COMPOSITES ONE LLC 0609308

NOTE: Where the total is dependent on value, shippers are required to state specifically or making the proper declaration the actual or declared value of the property is hereby specifically stated by the shipper to be not exceeding \$

Signature of Composites One LLC

TOTAL CHARGES \$

FREIGHT CHARGES

Prepaid

Composites One LLC

Shipper, Per

Gabriel Ortega

Agent must detach and retain this Shipping Order and must sign the Original Bill of Lading.

* MARK WITH "X" TO DESIGNATE HAZARDOUS MATERIAL AS DEFINED IN TITLE 49 OF FEDERAL REGULATIONS.

Exhibit B

Case 16-32856-hdh11 Claim 27-2 Filed 10/17/16 Desc Main Document Page 1 of 8

Fill in this information to identify the case:

Debtor 1 Stone Panels, Inc.

Debtor 2
(Spouse, if filing) _____

United States Bankruptcy Court for the: Northern District of Texas
(State)

Case number 16-32856-hdh11

FILED
OCT 17 2016
 CLERK, U.S. BANKRUPTCY COURT
 NORTHERN DISTRICT OF TEXAS

Administrative Expense Proof of Claim

Official Form 410

Proof of Claim

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

12/15

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?

Composites One LLC

Name of the current creditor (the person or entity to be paid for this claim)

Other names the creditor used with the debtor _____

2. Has this claim been acquired from someone else?

☒ No
☐ Yes. From whom? _____

3. Where should notices and payments to the creditor be sent?

Where should notices to the creditor be sent?

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

c/o NCS

Name 729 Miner Road

Number Highland Heights, Ohio 44143
 Street
 City State ZIP Code

Contact phone 4404619661
 Contact email collections@ncscredit.com

Where should payments to the creditor be sent? (if different)

Name _____
 Number _____ Street _____
 City _____ State _____ ZIP Code _____
 Contact phone _____
 Contact email _____

Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____

4. Does this claim amend one already filed?

☐ No
☒ Yes. Claim number on court claims registry (if known) 27

5. Do you know if anyone else has filed a proof of claim for this claim?

☒ No
☐ Yes. Who made the earlier filing? _____

Filed on **09-30-2016**
 MM / DD / YYYY

Case 16-32856-hdh11 Claim 27-2 Filed 10/17/16 Desc Main Document Page 2 of 8

Part 2:

Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor?

☐ No☒ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: 8 6 0 0

7. How much is the claim?

\$ 39210.42

Does this amount include interest or other charges?

☐ No☒ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim?

Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information.

Goods sold and/or services performed

9. Is all or part of the claim secured?

☒ No☐ Yes. The claim is secured by a lien on property.

Nature of property:

☐ Real estate. If the claim is secured by the debtor's principal residence, file a Mortgage Proof of Claim Attachment (Official Form 410-A) with this Proof of Claim.☐ Motor vehicle☐ Other. Describe: _____

Basis for perfection:

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____

Amount of the claim that is secured: \$ _____

Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____

Annual Interest Rate (when case was filed) _____ %

☐ Fixed☐ Variable

10. Is this claim based on a lease?

☒ No☐ Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff?

☒ No☐ Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)? ☐ No ☒ Yes. Check all that apply.

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	Amount entitled to priority
<input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475* earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input checked="" type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(2) & 503(b)(9) that applies.	\$ <u>11,768.66</u>

* Amounts are subject to adjustment on 4/01/16 and every 3 years after that for cases begun on or after the date of adjustment.

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☐ I am the creditor.
☒ I am the creditor's attorney or authorized agent.
☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this Proof of Claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this Proof of Claim and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 10-11-2016

Signature Michelle Gerred

Print the name of the person who is completing and signing this claim:

Name Ms. Michelle Gerred

First name Michelle Middle name Gerred Last name Gerred

Title Agent

Company NCS

Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 729 Miner Road

Number 729 Street Miner Road

City Highland Heights, Ohio 44143

State Ohio ZIP Code 44143

Contact phone 4404619661

Email collections@ncscredit.com



October 11, 2016

FILED

NOV 28 2016

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CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

United States Bankruptcy Court
Northern District of Texas, Clerk of Courts
1100 Commerce Street
Room 1254
Dallas, TX 75242

Debtor: Stone Panels Inc.
Case#: 16-32856-hdh11, Administrative Expense Proof of Claim
Claim Amt: \$39,210.42
Creditor#: Composites One LLC, Claim #27-2

Dear Sir/Madam

Please file the enclosed Motion for Allowance of Administrative Expense Claim Pursuant to 11 U.S.C. § 507 a(2) & 503 (b)(9) with regards to the Administration Expense regarding Stone Panels, Inc. on behalf of our client, Composites One LLC. Bankruptcy claim # 27-2.

Should you have any questions or concerns, please feel free to contact us.

Thank you.

Very truly yours,


Michelle Gerred

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